

UNITED STATES DISTRICT COURT
SOUTHERN DISTRICT OF CALIFORNIA

LUZVIMINDA DATIN,)	
)	Civil No. 07-0963-JLS(LSP)
Plaintiff,)	
)	AMENDED
v.)	CASE MANAGEMENT CONFERENCE
)	ORDER REGULATING DISCOVERY
M/V SEA QUEST, INC., et al.,)	AND OTHER PRETRIAL PROCEEDINGS
)	(Fed. R. Civ. P. 16)
Defendants.)	(Local Rule 16.1)
)	(Fed. R. Civ. P. 26)

After consulting with the attorneys of record for the parties and being advised of the status of the case, and good cause appearing, the Case Management Conference Order dated January 8, 2008 is hereby amended as follows.

IT IS HEREBY ORDERED:

1. On or before May 7, 2008, all parties shall exchange with all other parties a list of all expert witnesses expected to be called at trial. The list shall include the name, address, and phone number of the expert and a brief statement identifying the subject areas as to which the expert is expected to testify. The list shall also include the normal rates the expert charges for deposition and trial testimony. On or before May 21, 2008, any party may supplement its designation in response to any other party's designation so long as that party has not previously retained an expert to testify on that subject.

2. Each expert witness designated by a party shall prepare a written report to be provided to all other parties **no later than** July 9, 2008, containing the information required by Fed. R. Civ. P. 26(a)(2)(A) and (B).

Except as provided in paragraph 4, below, any party that fails to make these disclosures shall not, absent substantial justification, be permitted to use evidence or testimony not disclosed at any hearing or at the time of trial. In addition, the Court may impose sanctions as permitted by Fed. R. Civ. P. 37(c).

3. Any party, through any expert designated, shall in accordance with Fed. R. Civ. P. 26(a)(2)(C) and Fed. R. Civ. P. 26(e), supplement any of its expert reports regarding evidence intended solely to contradict or rebut evidence on the same subject matter identified in an expert report submitted by another party. Any such supplemental reports are due on or before July 23, 2008.

4. All discovery, including expert discovery, shall be completed on or before July 31, 2008.

"Completed" means that all discovery under Rules 30-36 of the Federal Rules of Civil Procedure must be initiated a sufficient period of time in advance of the cut-off date, so *that it may be completed* by the cut-off date, taking into account the times for services, notice, and response as set forth in the Federal Rules of Civil Procedure. All disputes concerning discovery shall be brought to the attention of the Magistrate Judge no later than thirty (30) days following the date upon which the event giving rise to the discovery dispute occurred. Counsel shall meet and confer pursuant to the requirements of Fed. R. Civ. P. 26 and Local Rule 26.1(a).

5. All other dates previously ordered shall remain in effect.

DATED: March 12, 2008



Hon. Leo S. Papas
U.S. Magistrate Judge